

## Message Text

UNCLASSIFIED

PAGE 01 SINGAP 00539 091000Z

ACTION EA-09

INFO OCT-01 ISO-00 L-03 JUSE-00 SCA-01 SCSE-00 /014 W

-----091005Z 107382 /21

R 090926Z FEB 77

FM AMEMBASSY SINGAPORE

TO SECSTATE WASHDC 7086

UNCLAS SINGAPORE 0539

E.O. 11652: N/A

TAGS: CGEN, SN

SUBJ: REQUEST FOR JUDICIAL ASSISTANCE

REF: A. SINGAPORE 5318; B. STATE 284247; C. STATE 227437

AND PREVIOUS

EMBASSY HAS RECEIVED NOTE FROM SINGAPORE MINISTRY OF FOREIGN AFFAIRS (MFA), IN ANSWER TO THE MATTER OF JUDICIAL ASSISTANCE IN OBTAINING ACCESS TO BANK RECORDS (REF A, PARA 2). TEXT OF OPERATIVE PARAGRAPHS OF MFA NOTE AS FOLLOWS:

QUOTE: THAT IF THERE IS A CRIMINAL MATTER PENDING IN THE STATE OF NEW YORK, SECTION 43 OF THE SINGAPORE EXTRADITION ACT (CAP 76) COULD BE INVOKED. UNDER THIS SECTION A MAGISTRATE IN SINGAPORE CAN, APART FROM OFFENCES OF A POLITICAL NATURE, RECEIVE EVIDENCE, WHICH INCLUDES DOCUMENTS. HOWEVER BEFORE THE MAGISTRATE CAN RECEIVE ANY SUCH EVIDENCE, HE WOULD HAVE TO BE AUTHORISED BY THE MINISTRY FOR LAW BY NOTICE IN WRITING UNDER SECTION 43(1) OF THE SAID ACT.

THE UNITED STATES GOVERNMENT OR ITS AUTHORIZED REPRESENTATIVE SHOULD THEREFORE MAKE A REQUEST TO THE MINISTRY OF LAW THROUGH THIS MINISTRY FOR THE MINISTER OF LAW TO AUTHORISE THE MAGISTRATE TO TAKE SUCH EVIDENCE. IT WOULD BE NECESSARY TO HAVE SUFFICIENT INFORMATION, EITHER IN THE REQUEST OR IN DOCUMENTS ANNEXED TO THE REQUEST, TO SATISFY THE MINISTER THAT THERE IS A CRIMINAL MATTER PENDING AND THAT THE OFFENCE IS NOT OF A UNCLASSIFIED

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POLITICAL NATURE.

THE UNITED STATES GOVERNMENT OR ITS AUTHORISED REPRESENTATIVE SHOULD BRIEF A SOLICITOR DIRECTLY. HE COULD BE BRIEFED TO ASSIST THE UNITED STATES GOVERNMENT OR ITS AUTHORISED REPRESENTATIVE IN PUTTING UP THIS REQUEST AND TO CONDUCT THE PROCEEDINGS BEFORE THE MAGISTRATE, IF NECESSARY. UNQUOTE.

PLEASE REPLY, ADVISING NECESSARY STEPS NOW TO BE TAKEN  
IN PURSUING THIS MATTER. HOLDRIDGE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
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**Channel Indicators:** n/a  
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**Reference:** 77 SINGAPORE 5318, 77 STATE 284247, 77 STATE 227437  
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**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
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22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009